Docket for 03-7434

(17)

No. 03-7434
Vide 03-878
Title: Daniel Benitez, Petitioner
v.
Michael Rozos, Field Office Director, Miami, Florida, Immigration and Customs Enforcement
Docketed: November 14, 2003
Lower Ct: United States Court of Appeals for the Eleventh Circuit
Case Nos.: (02-14324)
Decision Date: July 17, 2003
Questions Presented

~~Date~~~	~~~~~~~~Proceedings and Orders~~~~~~~~~~~~~~~~~~~~~~
Oct 14 2003	Petition for a writ of certiorari and motion for leave to proceed in forma pauperis filed. (Response due December 15, 2003)
Nov 19 2003	Brief of respondent Robert Wallis, Director, Immigration and Naturalization Service filed.
Nov 20 2003	Reply of petitioner Daniel Benitez filed.
Dec 4 2003	DISTRIBUTED for Conference of January 9, 2004.
Jan 12 2004	DISTRIBUTED for Conference of January 16, 2004.
Jan 16 2004	Motion to proceed in forma pauperis and petition for a writ of certiorari GRANTED. The brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, February 25, 2004. The brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March 26, 2004. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, April 19, 2004. Rule 29.2 does not apply.
Feb 16 2004	Joint appendix filed.
Feb 24 2004	Brief amicus curiae of North Carolina Justice and Community Development Center filed.
Feb 25 2004	Brief of petitioner Daniel Benitez filed.
Feb 25 2004	Brief amici curiae of Regina Germain and Ira Kurzban filed.
Feb 25 2004	Brief amicus curiae of American Bar Association filed.
Feb 25 2004	Brief amicus curiae of American Civil Liberties Union filed.
Feb 25 2004	Brief amici curiae of Florida Immigrant Advocacy Center and Rafael Penalver filed.
Feb 25 2004	Brief amici curiae of Law Professors, Aleinikoff, et al. filed.
Feb 25 2004	Brief amici curiae of Lawyers Committee for Human Rights, et al. filed.
Feb 25 2004	Brief amici curiae of Legal and Service Organizations, AALDEF, et al. filed.
Feb 25 2004	Brief amici curiae of American Immigration Law Foundation Legal Action Center, et al. filed.
Mar 1 2004	This case is consolidated with No. 03-878, Clark v. Martinez, and a total of one hour is allotted for oral argument.
Mar 16 2004	Extension of time within which to file respondent's brief on the merits in No. 03-7434 to and including April 26, 2004.
Apr 12 2004	Further extension of time in No. 03-7434 within which to file respondent's brief on the merits.
Apr 12 2004	Extension of time in No. 03-878 within which to file the joint appendix and petitioners'

	brief on the merits to and including May 7, 2004.
May 7 2004	Brief of respondent Robert Wallis, Director, Immigration and Naturalization Service filed.
May 7 2004	Brief amici curiae of Washington Legal Foundation, et al. filed.
May 7 2004	Motion to appoint counsel filed by petitioner.
May 18 2004	Motion DISTRIBUTED for Conference of June 3, 2004.
May 26 2004	Motion for additional time to argue and for divided argument filed by counsel for Martinez and Benitez. VIDED.
May 27 2004	Extension of time within which to file respondent's brief in No. 03-878 on the merits to and including July 19, 2004.
May 27 2004	Application (03A982) to extend the time to file a reply brief on the merits in No. 03-7434 from June 11, 2004, to July 17, 2004, submitted to Justice Kennedy.
May 28 2004	Application (03A982) granted by Justice Kennedy extending the time to file until July 16, 2004.
Jun 7 2004	Motion to appoint counsel filed by petitioner GRANTED. John S. Mills, Esquire, of Jacksonville, Florida is appointed to serve as counsel for the petitioner in this case.
Jun 14 2004	Motion of Martinez and Benitez for divided argument is granted. The request for additional time for oral argument is denied.
Jul 9 2004	Application (04A32) to extend further the time for filing the reply brief on the merits in No. 03-7434 from July 16, 2004 to August 2, 2004, submitted to Justice Kennedy.
Jul 11 2004	Further extension of time within which to file respondent's brief on the merits in No. 03-878 to and including August 2, 2004.
Jul 12 2004	Application (04A32) granted by Justice Kennedy extending the time to file the reply brief on the merits to and including August 2, 2004.
Aug 2 2004	Reply of petitioner Daniel Benitez filed.
Aug 3 2004	Record received from U.S.C.A. 11th Circuit. 1 folder)
Aug 5 2004	CIRCULATED.
Aug 12 2004	Record received from U.S.D.C. Northern Dist. of Florida
Aug 24 2004	SET FOR ARGUMENT Wednesday, October 13, 2004.
Oct 8 2004	Letter from the Acting Solicitor General, dated 10/8/04, received. (Distributed).
Oct 13 2004	Argued. For Martinez: Christine S. Dahl, Assistant Federal Defender, Portland, Ore. For Benitez: John S. Mills, Jacksonville, Fla. For United States: Edwin S. Kneedler, Deputy Solicitor General, Department of Justice, Washington, D.C.